

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF MOUNTAINEER CELLULAR)
GENERAL PARTNERSHIP FOR THE ISSUANCE OF)
A CERTIFICATE OF PUBLIC CONVENIENCE AND) CASE NO. 95-437
NECESSITY TO CONSTRUCT A TOWER)

O R D E R

On February 13, 1996, Intervenor Ted Kay filed a letter, which the Commission will treat as a motion, advising the Commission that Mountaineer Cellular General Partnership ("Mountaineer Cellular") had resolved his concerns regarding the proposed cellular tower and further requesting that the formal hearing in this matter be cancelled.

After considering the motion and being otherwise sufficiently advised, the Commission HEREBY ORDERS that:

1. Mr. Kay's motion is granted and the March 21, 1996 hearing in this matter is cancelled.
2. This matter is submitted to the Commission for a decision on the record.

Done at Frankfort, Kentucky, this 15th day of February, 1996.

PUBLIC SERVICE COMMISSION


For the Commission

ATTEST:


Executive Director